

CARLSMITH BALL LLP

DAVID LEDGER  
ELYZE McDONALD  
Bank of Hawaii Bldg., Suite 401  
134 West Soledad Avenue, P.O. Box BF  
Hagåtña, Guam 96932-5027  
Tel No. 671.472.6813

Attorneys for Defendant  
Japan Airlines International Co., Ltd.

**FILED**  
DISTRICT COURT OF GUAM  
FEB 23 2006 *JP*  
MARY L.M. MORAN  
CLERK OF COURT

IN THE DISTRICT COURT OF GUAM

ROBERTO J. DEL ROSARIO and  
MELANIE DEL ROSARIO,

Plaintiffs,

vs.

JAPAN AIRLINES INTERNATIONAL  
CO., LTD.,

Defendant.

CIVIL CASE NO. CIV04-00028

**DEFENDANT JAPAN AIRLINES  
INTERNATIONAL CO., LTD.'S  
FEDERAL RULE OF CIVIL  
PROCEDURE 26(A)(3)  
SUPPLEMENTAL PRETRIAL  
DISCLOSURES; DECLARATION OF  
SERVICE**

Defendant JAPAN AIRLINES INTERNATIONAL CO., LTD. makes the following  
*supplemental* disclosure pursuant to Federal Rule of Civil Procedure 26(a)(3):

A. Witnesses who may be called to testify.

1. BarBara Cole, Paralegal, Gorman & Gavras, to testify regarding the extent  
of Plaintiff's injury.

2. Michael Flynn, Esq., to testify regarding Plaintiff's debts to others and his  
assignment of lawsuit proceeds to pay his debts.

3. Mr. Hayoa Suehiro, present address and phone number unknown, to testify regarding Plaintiff's debts and lawsuit proceeds as security and collateral for the debts.

4. Pedro Agravante, to authenticate a photograph of seat 1G and to explain his reasons for taking the photograph.

[....]

C. Documents and Exhibits

1. Documents and Exhibits Expected to Be Presented:

[....]

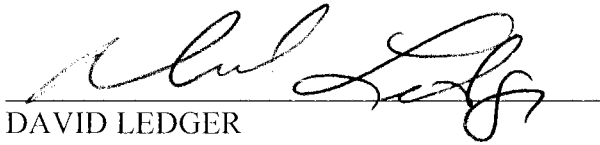
i. Letter from Gorman & Gavras to Japan Airlines dated November 20, 2002, signed by BarBara Cole for William Gavras.

j. Letter from Michael Flynn to William Gavras dated February 19, 2003.

k. Promissory note from Robert Del Rosario to Mr. Hayoa Suehiro dated February 19, 2003.

DATED: Hagåtña, Guam, February 23, 2006.

CARLSMITH BALL LLP

  
DAVID LEDGER  
ELYZE McDONALD  
Attorneys for Defendant  
Japan Airlines International Co., Ltd.

**DECLARATION OF SERVICE**

I, David Ledger, hereby declare under penalty of perjury of the laws of the United States, that on the 23rd day of February 2006, I will cause to be served, via hand delivery, a true and correct copy of DEFENDANT JAPAN AIRLINES INTERNATIONAL CO., LTD.'S FEDERAL RULE OF CIVIL PROCEDURE 26(A)(3) *SUPPLEMENTAL* PRETRIAL DISCLOSURES upon Plaintiffs Counsel of record as follows:

William L. Gavras, Esq.  
Law Offices of Gorman & Gavras, P.C.  
2<sup>nd</sup> Floor, J&R Building  
208 Route 4  
Hagåtña, Guam 96910

Executed this 23rd day of February 2006 at Hagåtña, Guam.

  
\_\_\_\_\_  
DAVID LEDGER